IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO.3627 OF 2003

Padikuloth Cheerutty & Anr. ..Plaintiffs.

Vs.

P.K.Purushothaman & Ors. ..Defendants.

Mr.S.V.Rajeshwar i/b.Lega Apex for the Plaintiffs.
None for the Defendants.

CORAM : S.J. VAZIFDAR, J.
CORAM : 7TH OCTOBER, 2006

P.C. :

The suit is placed on board and called out for hearing.

2. Clause 2 of the consent terms reads as under :-

> "2. On deposit of the said amount in Court, the Plaintiff No.2 is entitled to withdraw the same and the Plaintiffs will undertake to withdraw the suit on receipt of the said sum of Rs.5 lakhs and the plaintiffs will not claim any right of whatsoever in respect of suit premises and business."

3. In the circumstances, the suit is allowed to be withdrawn.

Refund as per rules.

4. Plaintiff No.2 shall be entitled to withdraw the amount of Rs.5,00,000/- deposited by the Defendants.

5. For the purpose of withdrawal of the said amount and for the purpose of refund of Court fees, the Prothonotary and Senior Master to act on an ordinary copy of this order duly authenticated by the Personal Assistant.